

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE VALVE ANTITRUST LITIGATION

Case No. 2:21-cv-00563-JCC

**DECLARATION OF GAVIN W. SKOK
IN SUPPORT OF VALVE
CORPORATION'S MOTION TO SEAL**

I, Gavin W. Skok, declare and state as follows in support of Defendant Valve Corporation's ("Valve") Motion to Seal:

1. I am an attorney representing Valve Corporation in the above-captioned matter. I am over the age of 18, competent to testify, and have personal knowledge of the facts stated below.

2. Valve seeks to seal the following documents and information, which are collectively referred to in this Declaration and in Valve's Motion to Seal as the "**Sealed Materials**":

- The parties' LCR 37 Submission Regarding Plaintiffs' Motion to Compel the In-Person Deposition of Defendant Valve Corporation's Chief Executive Officer Gabe Newell ("Plaintiffs' Motion to Compel");

- Declaration of Gabe Newell (“Newell Decl.”) (filed in connection with Plaintiffs’ Motion to Compel);
- Declaration of Charles B. Casper (“Casper Decl.”) (filed in connection with Plaintiffs’ Motion to Compel);
- The unredacted version of the Declaration of Kenneth R. O’Rourke in Support of Plaintiffs’ LCR 37 Submission Regarding Plaintiffs’ Motion to Compel the In-Person Deposition of Defendant Valve Corp.’s Chief Executive Officer Gabe Newell (“O’Rourke Decl.”);
- Exhibits 3-7, 9, 10, 12, and 13 to the O’Rourke Decl.;
- The unredacted versions of Exhibits 1, 2, and 11 to the O’Rourke Decl.;
- and
- The unredacted version of Valve Corporation’s Unopposed Motion to Seal (filed in connection with Plaintiffs’ Motion to Compel).

3. Pursuant to Local Rule 5(g)(3)(A), I met and conferred by videoconference with Plaintiffs’ counsel, Stephanie Jensen, on November 14, 2023, in a good faith attempt to reach agreement on the need to file the Sealed Materials under seal, to minimize the amount of material filed under seal, and to explore redaction and other alternatives to filing under seal.

4. Plaintiffs told Valve they do not oppose Valve’s Motion to Seal.

5. The parties cooperated in preparation of redacted versions of the O’Rourke Declaration, Exhibits 1-2 and 11 thereto, and the Motion to Seal. In the redacted versions, Valve carefully redacted only the portions that disclosed Mr. Newell’s personal, private and confidential information or Valve’s confidential and proprietary information.

6. The remainder of the Sealed Materials were filed under seal in their entirety because they contain an overwhelming amount of Mr. Newell’s personal, private and confidential information, personal and private information of third parties, or Valve’s

1 confidential and proprietary information, and argument that in effect would reveal such
2 information, as to make redacting impractical or impossible,

3 7. Less restrictive alternatives would not sufficiently protect Mr. Newell's, other
4 third parties, or Valve's confidential information.

5 I declare under penalty of perjury under the laws of the United States that the
6 foregoing is true and correct.

7 Executed on this 15th day of November, 2023 at Seattle, Washington.

8
9 s/ Gavin W. Skok
Gavin W. Skok

CERTIFICATE OF SERVICE

I certify that I am a secretary at the law firm of Fox Rothschild LLP in Seattle, Washington. I am a U.S. citizen over the age of eighteen years and not a party to the within cause. On the date shown below, I caused to be served a true and correct copy of the foregoing on counsel of record for all other parties to this action as indicated below:

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Executive Committee

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

EXECUTED this 15th day of November, 2023, in Seattle, Washington.


 Courtney R. Brooks